

CLOSED, TYPE-I

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:04-cv-01832-PLF**

DEFENDERS OF WILDLIFE v. UNITED STATES BORDER
PATROL et al
Assigned to: Judge Paul L. Friedman
Cause: 05:552 Freedom of Information Act

Date Filed: 10/21/2004
Date Terminated: 01/03/2012
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

DEFENDERS OF WILDLIFE

represented by **Adam M. Kron**
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V.

Defendant

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TERMINATED: 03/12/2011

Defendant

**BUREAU OF CUSTOMS AND
BORDER PROTECTION**
TERMINATED: 09/23/2011

represented by **Daria J. Zane**
(See above for address)
*TERMINATED: 03/12/2011
LEAD ATTORNEY*

William Mark Nebeker
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

**U.S. DEPARTMENT OF
HOMELAND SECURITY**

represented by **U.S. DEPARTMENT OF HOMELAND
SECURITY**
PRO SE

Laurie J. Weinstein
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

William Mark Nebeker
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*LEAD ATTORNEY
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Daria J. Zane
(See above for address)
TERMINATED: 03/12/2011

Defendant

NATIONAL PARK SERVICE

represented by **William Mark Nebeker**
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*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Daria J. Zane
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TERMINATED: 03/12/2011

Defendant**U.S. DEPARTMENT OF THE
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED**William Mark Nebeker**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED**Daria J. Zane**
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TERMINATED: 03/12/2011**Defendant****U.S. FISH AND WILDLIFE SERVICE**represented by **Laurie J. Weinstein**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED**William Mark Nebeker**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED**Daria J. Zane**
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TERMINATED: 03/12/2011**Defendant****U.S.D.A. FOREST SERVICE**represented by **Laurie J. Weinstein**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED**William Mark Nebeker**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED**Daria J. Zane**
(See above for address)
TERMINATED: 03/12/2011

Date Filed	#	Docket Text
10/21/2004	<u>1</u>	COMPLAINT against BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY, UNITED STATES BORDER PATROL (Filing fee \$ 150) filed by DEFENDERS OF WILDLIFE.(td,) (Entered: 10/22/2004)
10/21/2004	<u>2</u>	MOTION for Leave for Brian Seegee to appear pro hac vice by DEFENDERS OF WILDLIFE. (td,) (Entered: 10/22/2004)
10/27/2004		MINUTE ORDER granting <u>2</u> motion for admission pro hac vice of Brian Segee on behalf of plaintiff. Signed by Judge Paul L. Friedman on October 27, 2004.(ma) (Entered: 10/27/2004)
01/03/2005	<u>3</u>	AMENDED COMPLAINT against NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE,

		U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY filed by DEFENDERS OF WILDLIFE.(td,) (Entered: 01/06/2005)
01/06/2005		Summons (4) Issued as to NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE. (td,) (Entered: 01/06/2005)
02/03/2005	<u>4</u>	NOTICE of Appearance by William Mark Nebeker on behalf of all defendants (Nebeker, William) (Entered: 02/03/2005)
02/03/2005	<u>5</u>	Unopposed MOTION for Extension of Time to File Answer re <u>1</u> Complaint, <u>3</u> Amended Complaint, by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 02/03/2005)
02/07/2005		MINUTE ORDER granting <u>5</u> defendants' unopposed motion for an enlargement of time. The time by which defendants may file a dispositive motion in this case is enlarged up to and including March 17, 2005. Signed by Judge Paul L. Friedman on February 7, 2005. (ma) (Entered: 02/07/2005)
02/22/2005	<u>6</u>	SUMMONS Returned Executed by DEFENDERS OF WILDLIFE. NATIONAL PARK SERVICE served on 1/27/2005, answer due 2/28/2005; U.S. DEPARTMENT OF THE INTERIOR served on 1/27/2005, answer due 2/28/2005; U.S. FISH AND WILDLIFE SERVICE served on 1/24/2005, answer due 2/23/2005; U.S.D.A. FOREST SERVICE served on 1/26/2005, answer due 2/25/2005; UNITED STATES BORDER PATROL served on 12/27/2004, answer due 1/26/2005; BUREAU OF CUSTOMS AND BORDER PROTECTION served on 12/27/2004, answer due 1/26/2005; U.S. DEPARTMENT OF HOMELAND SECURITY served on 12/27/2004, answer due 1/26/2005. (Attachments: # <u>1</u>)(Segee, Brian) (Entered: 02/22/2005)
02/22/2005	<u>7</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on Attorney General. Date of Service Upon Attorney General 12/28/2004. (Attachments: # <u>1</u>)(Segee, Brian) (Entered: 02/22/2005)
02/22/2005	<u>8</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the US Attorney. (Attachments: # <u>1</u>)(Segee, Brian) (Entered: 02/22/2005)
03/17/2005	<u>9</u>	ANSWER to Amended Complaint by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY.(Nebeker, William) (Entered: 03/17/2005)
03/22/2005	<u>10</u>	ORDER that defendants shall file a motion to dismiss or, in the alternative, a motion for summary judgment on or before May 6, 2005. No further extensions of time will be granted except for good cause shown. Signed by Judge Paul L. Friedman on March 22, 2005. (MA) (Entered: 03/22/2005)
04/29/2005	<u>11</u>	MOTION for Extension of Time to File <i>Dispositive Motions And</i> , MOTION to Stay by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Affidavit Ave Sloane)(Nebeker, William) (Entered: 04/29/2005)
05/10/2005	<u>12</u>	Memorandum in opposition to motion re <u>11</u> <i>Defendant's Motion for a Stay</i> filed by DEFENDERS OF WILDLIFE. (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Exhibit)(Segee, Brian) (Entered: 05/10/2005)
05/20/2005	<u>13</u>	STIPULATION re <u>11</u> MOTION for Extension of Time to File <i>Dispositive Motions And</i> MOTION to Stay MOTION to Stay by NATIONAL PARK SERVICE, U.S.

		DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, DEFENDERS OF WILDLIFE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Nebeker, William) (Entered: 05/20/2005)
05/23/2005	<u>14</u>	STIPULATION Staying the proceedings and adopting the following schedule: The Department of Homeland Security shall complete processing of plaintiff's Freedom of Information Act request and serve a Vaughn Index by 8/29/2005; any unsolved issues shall be addressed in a dispositive motion by 9/29/2005. The U.S. Department of Agriculture, Forest Service and U.S. Department of Interior shall complete processing plaintiff's Freedom of Information Act request and serve a Vaughn Index by 7/6/2005. withdrawing <u>11</u> Motion for Extension of Time to File a dispositive motion, withdrawing <u>11</u> Motion to Stay proceedings. (See Stipulation for further details) . Signed by Judge Royce C. Lamberth for Judge Paul L. Friedman on 5/23/2005. (bm) (Entered: 05/24/2005)
07/06/2005	<u>15</u>	Vaughn Index. (Attachments: # <u>1</u> Exhibit Vaughn Declaration (Interior)# <u>2</u> Exhibit Vaughn Index (Interior)# <u>3</u> Exhibit Vaughn Index/Declaration (Agriculture))(Nebeker, William) (Entered: 07/06/2005)
07/06/2005	<u>16</u>	Unopposed MOTION for Extension of Time to <i>File Supplemental Vaughn Index</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 07/06/2005)
07/19/2005		MINUTE ORDER granting <u>16</u> defendants' unopposed motion for an enlargement of time up to and including August 3, 2005 within which to provide a supplemental Vaughn index. Signed by Judge Paul L. Friedman on July 19, 2005. (MA) (Entered: 07/19/2005)
08/03/2005	<u>17</u>	NOTICE <i>Of Filing Supplemental Vaughn Index</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY (Attachments: # <u>1</u> Affidavit Supplemental Vaughn Index)(Nebeker, William) (Entered: 08/03/2005)
08/04/2005	<u>18</u>	STIPULATION <i>RESOLVING FEE WAIVER ISSUE WITH THE DEPARTMENT OF INTERIOR AND SEEKING AN ENLARGEMENT OF TIME</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, DEFENDERS OF WILDLIFE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Nebeker, William) (Entered: 08/04/2005)
08/05/2005		MINUTE ORDER approving stipulation resolving fee waiver issue with the Department of Interior and seeking an enlargement of time of 30 days from the Court's approval of this stipulation in order to complete processing of plaintiff's FOIA request to Interior. Signed by Judge Paul L. Friedman on August 5, 2005. (MA) (Entered: 08/05/2005)
08/29/2005	<u>19</u>	Vaughn Index <i>from Dep't of Homeland Security, pursuant to Stipulation no. <u>14</u></i> . (Attachments: # <u>1</u> Vaughn Index redactions to doc. 19# <u>2</u> Vaugh Index redactions doc. 21# <u>3</u> Vaughn Index redactions doc. 30# <u>4</u> Vaughn Index redactions doc. 31# <u>5</u> Vaughn Index redactions doc. 33# <u>6</u> Vaughn Index redactions doc. 34)(Burch, Alan) (Entered: 08/29/2005)
08/29/2005	<u>20</u>	ERRATA by UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Nebeker, William) (Entered: 08/29/2005)
09/26/2005	<u>21</u>	MOTION for Extension of Time to File <i>Dispositive Motion</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND

		WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 09/26/2005)
09/29/2005		MINUTE ORDER granting <u>21</u> defendants' unopposed motion for an enlargement of time up to and including October 19, 2005 within which to file a dispositive motion. Signed by Judge Paul L. Friedman on September 29, 2005. (MA) (Entered: 09/29/2005)
10/18/2005	<u>22</u>	Unopposed MOTION for Extension of Time to File <i>Dispositive Motion</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 10/18/2005)
10/19/2005		MINUTE ORDER granting <u>22</u> defendants' unopposed motion for enlargement of time up to and including November 4, 2005 within which to file a dispositive motion. Signed by Judge Paul L. Friedman on October 19, 2005. (MA) (Entered: 10/19/2005)
11/03/2005	<u>23</u>	MOTION for Extension of Time to File Dispositive Motion by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(nmw,) (Entered: 11/04/2005)
11/23/2005	<u>24</u>	MOTION for Extension of Time to File <i>Dispositive Motion</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 11/23/2005)
11/29/2005	<u>25</u>	MOTION to Dismiss <i>Or, In The Alternative</i> , MOTION for Summary Judgment by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 11/29/2005)
11/30/2005	<u>26</u>	NOTICE <i>Of Filing (DHS)</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY re <u>25</u> MOTION to Dismiss <i>Or, In The Alternative</i> MOTION for Summary Judgment MOTION for Summary Judgment (Attachments: # <u>1</u> Affidavit Ortiz# <u>2</u> Exhibit Amended Vaughn Index# <u>3</u> Affidavit Withnell# <u>4</u> Affidavit Angulo# <u>5</u> Affidavit Gleason)(Nebeker, William) (Entered: 11/30/2005)
11/30/2005	<u>27</u>	NOTICE <i>Of Filing (Interior)</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY re <u>25</u> MOTION to Dismiss <i>Or, In The Alternative</i> MOTION for Summary Judgment MOTION for Summary Judgment (Attachments: # <u>1</u> Affidavit 3rd Harris# <u>2</u> Affidavit Tade# <u>3</u> Affidavit Cornes# <u>4</u> Affidavit Sloca# <u>5</u> Affidavit O'Brian)(Nebeker, William) (Entered: 11/30/2005)
12/19/2005	<u>28</u>	Unopposed MOTION for Extension of Time to <i>File Opposition to Motion to Dismiss</i> by DEFENDERS OF WILDLIFE. (Attachments: # <u>1</u> Text of Proposed Order)(Segee, Brian) (Entered: 12/19/2005)

12/20/2005		MINUTE ORDER granting <u>28</u> plaintiff's unopposed motion for extension of time up to and including January 30, 2006 within which plaintiff may file its opposition to defendants' motion to dismiss or in the alternative motion for summary judgment. Signed by Judge Paul L. Friedman on December 20, 2005. (MA) (Entered: 12/20/2005)
01/24/2006	<u>29</u>	Unopposed MOTION for Extension of Time to <i>File Opposition to Defendants' Motion to Dismiss, or in the Alternative, for Summary Judgment</i> by DEFENDERS OF WILDLIFE. (Attachments: # <u>1</u> Text of Proposed Order)(Segee, Brian) (Entered: 01/24/2006)
01/26/2006		MINUTE ORDER granting <u>29</u> plaintiff's unopposed motion for extension of time up to and including February 9, 2006 to file its opposition to defendants' motion to dismiss. Signed by Judge Paul L. Friedman on January 26, 2006. (MA) (Entered: 01/26/2006)
02/09/2006	<u>30</u>	Cross MOTION for Summary Judgment <i>and in Opposition to Defendants' Motion to Dismiss, or in the Alternative, for Summary Judgment</i> by DEFENDERS OF WILDLIFE. (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Exhibit A# <u>3</u> Exhibit B# <u>4</u> Exhibit C# <u>5</u> Exhibit D# <u>6</u> Exhibit E# <u>7</u> Exhibit F# <u>8</u> Exhibit G# <u>9</u> Exhibit H# <u>10</u> Exhibit I# <u>11</u> Exhibit J# <u>12</u> Exhibit K# <u>13</u> Exhibit L# <u>14</u> Exhibit M# <u>15</u> Exhibit N# <u>16</u> Exhibit O# <u>17</u> Exhibit P)(Segee, Brian) (Entered: 02/09/2006)
02/09/2006	<u>31</u>	NOTICE of Filing by DEFENDERS OF WILDLIFE re <u>30</u> Cross MOTION for Summary Judgment <i>and in Opposition to Defendants' Motion to Dismiss, or in the Alternative, for Summary Judgment</i> (Attachments: # <u>1</u> Exhibit Q# <u>2</u> Exhibit R# <u>3</u> Exhibit S# <u>4</u> Exhibit T# <u>5</u> Errata U# <u>6</u> Exhibit V# <u>7</u> Exhibit W# <u>8</u> Exhibit X# <u>9</u> Exhibit Y# <u>10</u> Exhibit Z# <u>11</u> Exhibit AA# <u>12</u> Exhibit BB# <u>13</u> Exhibit CC# <u>14</u> Exhibit DD# <u>15</u> Errata EE# <u>16</u> Exhibit FF# <u>17</u> Exhibit GG# <u>18</u> Exhibit HH# <u>19</u> Exhibit II)(Segee, Brian) (Entered: 02/09/2006)
02/09/2006	<u>32</u>	Memorandum in opposition to re <u>25</u> <i>Defendants' motion to dismiss, or in the alternative, for summary judgment</i> filed by DEFENDERS OF WILDLIFE. (Attachments: # <u>1</u> Text of Proposed Order # <u>2</u> Notice of Exhibits Separately Filed)(Segee, Brian) (Entered: 02/09/2006)
02/17/2006	<u>33</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>32</u> Memorandum in Opposition,, <u>30</u> Cross MOTION for Summary Judgment <i>and in Opposition to Defendants' Motion to Dismiss, or in the Alternative, for Summary Judgment</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 02/17/2006)
02/22/2006		MINUTE ORDER granting <u>33</u> defendants' unopposed motion for enlargement of time up to and including March 28, 2006 within which to reply to plaintiff's opposition <u>32</u> and cross-motion <u>30</u> . Signed by Judge Paul L. Friedman on February 22, 2006. (MA) (Entered: 02/22/2006)
03/27/2006	<u>34</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>25</u> MOTION to Dismiss <i>Or, In The Alternative</i> MOTION for Summary Judgment MOTION for Summary Judgment, <u>30</u> Cross MOTION for Summary Judgment <i>and in Opposition to Defendants' Motion to Dismiss, or in the Alternative, for Summary Judgment</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) Modified on 3/28/2006 (td,). Modified on 3/28/2006 (td,). (Entered: 03/27/2006)
03/27/2006		NOTICE OF CORRECTED DOCKET ENTRY: re <u>34</u> Unopposed MOTION for Extension of Time to File Response/Reply as to <u>25</u> MOTION to Dismiss <i>Or, In The Alternative</i> MOTION for Summary Judgment MOTION for Summary Judgment, <u>30</u> Cross MOTION for Summary Judgment <i>and in Opposition to Defendants' Motion to Dismiss, or in the Alternative, for Summary Judgment</i> was entered in error and counsel was instructed to refile said pleading.

		(td,) (Entered: 03/28/2006)
03/30/2006		MINUTE ORDER granting <u>34</u> defendants' unopposed motion for an enlargement of time up to and including April 18, 2006 by which defendants may file a response to plaintiff's cross-motion for summary judgment and a reply to plaintiff's opposition herein; any reply by plaintiff shall be due on or before May 10, 2006. Signed by Judge Paul L. Friedman on March 30, 2006. (MA) (Entered: 03/30/2006)
04/17/2006	<u>35</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>25</u> MOTION to Dismiss <i>Or, In The Alternative</i> MOTION for Summary Judgment MOTION for Summary Judgment, <u>30</u> Cross MOTION for Summary Judgment <i>and in Opposition to Defendants' Motion to Dismiss, or in the Alternative, for Summary Judgment</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 04/17/2006)
04/19/2006		MINUTE ORDER granting <u>35</u> defendants' unopposed motion for enlargement of time up to and including June 2, 2006 within which to file a response to plaintiff's cross motion for summary judgment and a reply to plaintiff's opposition. Signed by Judge Paul L. Friedman on April 19, 2006. (MA) (Entered: 04/19/2006)
05/23/2006	<u>36</u>	NOTICE <i>Of Filing Department Of Interior's Second Supplemental Vaughn Declaration</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY (Attachments: # <u>1</u> Affidavit DOI's Supplemental Vaughn Declaration# <u>2</u> Exhibit DOI_Vaughn Letter)(Nebeker, William) (Entered: 05/23/2006)
06/01/2006	<u>37</u>	Unopposed MOTION for Extension of Time to File Response/Reply as to <u>30</u> Cross MOTION for Summary Judgment <i>and in Opposition to Defendants' Motion to Dismiss, or in the Alternative, for Summary Judgment</i> , <u>25</u> MOTION to Dismiss <i>Or, In The Alternative</i> MOTION for Summary Judgment MOTION for Summary Judgment by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Nebeker, William) (Entered: 06/01/2006)
06/05/2006		MINUTE ORDER granting <u>37</u> defendants' unopposed motion for an enlargement of time up to and including June 9, 2006 within which to file a response to plaintiff's cross-motion for summary judgment and a reply to plaintiff's opposition to defendants' dispositive motion; plaintiff's reply shall be due on or before June 30, 2006. Signed by Judge Paul L. Friedman on June 5, 2006.(MA) (Entered: 06/05/2006)
06/09/2006	<u>38</u>	REPLY to opposition to motion re <u>25</u> Cross MOTION for Summary Judgment <i>and in Opposition to Defendants' Motion to Dismiss, or in the Alternative, for Summary Judgment</i> filed by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Attachments: # <u>1</u> Exhibit A# <u>2</u> Exhibit B# <u>3</u> Exhibit C# <u>4</u> Exhibit D# <u>5</u> Exhibit E)(Nebeker, William) Modified on 6/12/2006 (nmw,). (Entered: 06/09/2006)
06/09/2006	39	Memorandum in opposition to re <u>30</u> Cross MOTION for Summary Judgment filed by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Please see Document No. 38 for scanned images). (nmw,) (Entered: 06/12/2006)

06/29/2006	<u>40</u>	REPLY to opposition to motion re <u>30</u> Cross MOTION for Summary Judgment <i>and in Opposition to Defendants' Motion to Dismiss, or in the Alternative, for Summary Judgment</i> filed by DEFENDERS OF WILDLIFE. (Attachments: # <u>1</u> Exhibit A)(Segee, Brian) (Entered: 06/29/2006)
09/05/2008	<u>41</u>	MOTION Request for Status Hearing by DEFENDERS OF WILDLIFE (Segee, Brian) (Entered: 09/05/2008)
06/11/2009	<u>42</u>	ORDER denying <u>30</u> plaintiff's Motion for Summary Judgment; denying without prejudice <u>25</u> defendants' motion to dismiss; denying without prejudice <u>25</u> defendants' Motion for Summary Judgment. Signed by Judge Paul L. Friedman on June 11, 2009. (MA) (Entered: 06/11/2009)
06/11/2009	<u>43</u>	OPINION that defendants must amend or supplement the Vaughn Index and accompanying declarations. An order accompanying this opinion will issue this same day. Signed by Judge Paul L. Friedman on June 11, 2009. (MA) (Entered: 06/11/2009)
06/11/2009		Set/Reset Deadlines: Amended Vaughn Index and supplemental affidavits or declarations due 7/13/2009. Defenants' renewed motion for summary judgment due 8/14/2009. Plaintiff's response and/or cross-motion for summary judgment due 10/14/2009. (mm) (Entered: 06/12/2009)
07/06/2009	<u>44</u>	Unopposed MOTION for Extension of Time to File <i>Vaughn Index, Declarations and Renewed Summary Judgment Motion</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY (Attachments: # <u>1</u> Text of Proposed Order)(Nebeker, William) (Entered: 07/06/2009)
07/07/2009		MINUTE ORDER granting <u>44</u> defendants' unopposed motion for extension of time within which to comply with the Court's June 11, 2009 order. Defendants may file a revised Vaughn Index and explanatory declarations on or before August 14, 2009, as to non-electronic documents; defendants shall also update the court by August 14, 2009 as to the existence and status of any electronic files discovered in searching for documents responsive to plaintiff's FOIA request; and defendants shall file a renewed summary judgment motion in response to the complaint on or before September 14, 2009. Signed by Judge Paul L. Friedman on July 7, 2009. (MA) (Entered: 07/07/2009)
07/07/2009		Set/Reset Deadlines: Defendants to file revised Vaughn Index and explanatory declarations by 8/14/2009. Renewed Summary Judgment Motion due by 9/14/2009. (mm) (Entered: 07/13/2009)
07/08/2009	<u>45</u>	NOTICE of Filing Declaration of Mark Hanson by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY re Order on Motion for Extension of Time to File,, (Attachments: # <u>1</u> Declaration of Mark Hanson)(Nebeker, William) (Entered: 07/08/2009)
08/13/2009	<u>46</u>	Unopposed MOTION for Extension of Time to File <i>Dispositive Motion And Index with Status Report</i> by NATIONAL PARK SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Affidavit Yadav, # <u>3</u> Affidavit Stacey)(Nebeker, William) (Entered: 08/13/2009)
08/17/2009	<u>47</u>	NOTICE of Appearance by Jason C. Rylander on behalf of DEFENDERS OF WILDLIFE (Rylander, Jason) (Entered: 08/17/2009)
08/19/2009	<u>48</u>	ORDER granting <u>46</u> Unopposed Motion for Extension of Time. Defendants shall complete the re-review of all documents previously identified in its earlier Vaughn Index, releasing those that can be released by September 1, 2009, providing to Plaintiff's counsel a new Vaughn Index as to those documents. See Order for further specifics. Signed by Judge Paul L. Friedman on 8/17/2009. (mm) (Entered: 08/19/2009)

		08/19/2009)
08/19/2009		Set/Reset Deadlines: Defendants to complete re-review of all documents previously identified in its earlier Vaughn Index and release those that can be released by 9/1/2009. (mm,) (Entered: 08/19/2009)
08/26/2009	<u>49</u>	NOTICE OF WITHDRAWAL OF APPEARANCE as to DEFENDERS OF WILDLIFE. Attorney Brian Paul Segee terminated. (Segee, Brian) (Entered: 08/26/2009)
09/01/2009	<u>50</u>	NOTICE <i>Of Filing</i> by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY (Attachments: # <u>1</u> Exhibit Vaughn Index, # <u>2</u> Declaration)(Nebeker, William) (Entered: 09/01/2009)
11/16/2009	<u>51</u>	STATUS REPORT by NATIONAL PARK SERVICE, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL, BUREAU OF CUSTOMS AND BORDER PROTECTION, U.S. DEPARTMENT OF HOMELAND SECURITY. (Nebeker, William) (Entered: 11/16/2009)
01/05/2010	<u>52</u>	NOTICE of Appearance by Daria J. Zane on behalf of BUREAU OF CUSTOMS AND BORDER PROTECTION, NATIONAL PARK SERVICE, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL (Zane, Daria) (Entered: 01/05/2010)
01/14/2010	<u>53</u>	STATUS REPORT by <i>Department of Homeland Security</i> and by BUREAU OF CUSTOMS AND BORDER PROTECTION. (Zane, Daria) (Entered: 01/14/2010)
01/28/2010		MINUTE ORDER: In light of the status report filed by the defendants on January 14, 2010, it is hereby ORDERED that the defendants shall continue to review and make rolling releases of documents responsive to the plaintiff's requests. Defendants shall file a further status report on or before March 9, 2010. It is FURTHER ORDERED that in future status reports, the defendants shall state whether plaintiffs counsel has agreed to any proposals made in the reports. Signed by Judge Paul L. Friedman on January 28, 2010. (MA) (Entered: 01/28/2010)
01/28/2010		Set/Reset Deadlines: Defendants' Status Report due by 3/9/2010. (zmm,) (Entered: 01/29/2010)
03/09/2010	<u>54</u>	STATUS REPORT of <i>Defendants</i> by BUREAU OF CUSTOMS AND BORDER PROTECTION. (Zane, Daria) (Entered: 03/09/2010)
05/20/2010	<u>55</u>	STATUS REPORT by UNITED STATES BORDER PATROL. (Zane, Daria) (Entered: 05/20/2010)
05/25/2010		MINUTE ORDER: In light of the status report filed by the defendants with the consent of the plaintiff on May 20, 2010, it is hereby ORDERED that the defendants shall continue to review and make rolling releases of documents responsive to the plaintiff's requests. Defendants shall file a further status report on or before July 22, 2010. Signed by Judge Paul L. Friedman on May 25, 2010. (MA) (Entered: 05/25/2010)
05/25/2010		Set/Reset Deadlines: Status Report due by 7/22/2010. (zmm,) (Entered: 05/26/2010)
07/22/2010	<u>56</u>	STATUS REPORT (<i>Consent</i>) by BUREAU OF CUSTOMS AND BORDER PROTECTION. (Zane, Daria) (Entered: 07/22/2010)
07/26/2010		MINUTE ORDER: In light of the status report filed by the defendants with the consent of the plaintiff on July 22, 2010, it is hereby ORDERED that the defendants shall continue to review and make rolling releases of documents responsive to the plaintiff's requests. Defendants shall file a further status report on or before September 23, 2010. Signed by Judge Paul L. Friedman on July 26, 2010.

		(lcplf2) (Entered: 07/26/2010)
07/26/2010		Set/Reset Deadlines: Status Report due by 9/23/2010. (zmm,) (Entered: 07/27/2010)
09/23/2010	<u>57</u>	STATUS REPORT by U.S. DEPARTMENT OF HOMELAND SECURITY. (Zane, Daria) (Entered: 09/23/2010)
09/27/2010		MINUTE ORDER: In light of the status report filed by the defendants on September 23, 2010, it is hereby ORDERED that the defendants shall release further documents to the plaintiff on or before November 17, 2010. Defendants shall file another status report on or before November 22, 2010. On or before December 17, 2010, the parties shall submit a joint status report proposing a schedule for further proceedings in this matter. Signed by Judge Paul L. Friedman on September 27, 2010. (MA) (Entered: 09/27/2010)
09/27/2010		Set/Reset Deadlines: Defendants to release further documents to plaintiff by 11/17/2010. Defendants to file Status Report by 11/22/2010. Parties to submit Joint Status Report by 12/17/2010. (zmm,) (Entered: 09/29/2010)
11/22/2010	<u>58</u>	STATUS REPORT by BUREAU OF CUSTOMS AND BORDER PROTECTION. (Zane, Daria) (Entered: 11/22/2010)
12/17/2010	<u>59</u>	STATUS REPORT (<i>Joint</i>) by BUREAU OF CUSTOMS AND BORDER PROTECTION, DEFENDERS OF WILDLIFE. (Zane, Daria) (Entered: 12/17/2010)
12/21/2010		MINUTE ORDER: In light of the status report filed by the parties on December 17, 2010, it is hereby ORDERED that, on or before January 18, 2011, the parties shall submit a further joint status report in which they identify any remaining disputed issues and propose a briefing schedule, if necessary. Signed by Judge Paul L. Friedman on December 21, 2010. (lcplf2) (Entered: 12/21/2010)
12/21/2010		Set/Reset Deadlines: Joint Status Report due by 1/18/2011. (zmm,) (Entered: 12/23/2010)
01/18/2011	<u>60</u>	STATUS REPORT (<i>Joint</i>) by BUREAU OF CUSTOMS AND BORDER PROTECTION, DEFENDERS OF WILDLIFE. (Zane, Daria) (Entered: 01/18/2011)
02/14/2011	<u>61</u>	NOTICE of Appearance by Adam M. Kron on behalf of DEFENDERS OF WILDLIFE (Kron, Adam) (Entered: 02/14/2011)
02/17/2011	<u>62</u>	STATUS REPORT (<i>Joint</i>) by BUREAU OF CUSTOMS AND BORDER PROTECTION, DEFENDERS OF WILDLIFE. (Zane, Daria) (Entered: 02/17/2011)
02/22/2011		MINUTE ORDER: In light of the status report filed by the parties on February 17, 2011, it is hereby ORDERED that, on or before March 11, 2011, the parties shall submit a further joint status report in which they identify any remaining disputed issues and propose a briefing schedule, if necessary. Signed by Judge Paul L. Friedman on February 22, 2011. (lcplf2) (Entered: 02/22/2011)
02/22/2011		Set/Reset Deadlines: Joint Status Report due by 3/11/2011. (zmm,) (Entered: 02/23/2011)
03/11/2011	<u>63</u>	STATUS REPORT (<i>Joint</i>) by BUREAU OF CUSTOMS AND BORDER PROTECTION, DEFENDERS OF WILDLIFE. (Zane, Daria) (Entered: 03/11/2011)
03/12/2011	<u>64</u>	ENTERED IN ERROR. . . .NOTICE OF SUBSTITUTION OF COUNSEL by Daria J. Zane on behalf of BUREAU OF CUSTOMS AND BORDER PROTECTION Substituting for attorney Daria J. Zane (Zane, Daria) Modified on 3/14/2011 (td,). (Entered: 03/12/2011)
03/12/2011	<u>65</u>	NOTICE OF SUBSTITUTION OF COUNSEL by Daria J. Zane on behalf of All Defendants Substituting for attorney Daria J. Zane (Zane, Daria) (Entered: 03/12/2011)

03/14/2011		NOTICE OF ERROR re <u>64</u> Substitution of Counsel; emailed to daria.zane@usdoj.gov, cc'd 7 associated attorneys — The PDF file you docketed contained errors: 1. Incorrect header/caption/case number, 2. Please refile document, 3. Please file in the correct case number (td,) (Entered: 03/14/2011)
03/14/2011		MINUTE ORDER: In light of the status report filed by the parties on March 11, 2011, it is hereby ORDERED that, on or before April 25, 2011, the parties shall submit a further joint status report in which they identify any remaining disputed issues and propose a briefing schedule, if necessary. Signed by Judge Paul L. Friedman on March 14, 2011. (MA) (Entered: 03/14/2011)
03/14/2011		Set/Reset Deadlines: Joint Status Report due by 4/25/2011. (zmm,) (Entered: 03/28/2011)
04/25/2011	<u>66</u>	STATUS REPORT (<i>Joint</i>) by BUREAU OF CUSTOMS AND BORDER PROTECTION, DEFENDERS OF WILDLIFE, UNITED STATES BORDER PATROL. (Kron, Adam) (Entered: 04/25/2011)
04/26/2011		MINUTE ORDER: In light of the status report filed by the parties on April 25, 2011, it is hereby ORDERED that, on or before June 9, 2011, the parties shall submit a further joint status report in which they identify any remaining disputed issues and propose a briefing schedule, if necessary. Signed by Judge Paul L. Friedman on April 26, 2011. (lcplf2) (Entered: 04/26/2011)
04/26/2011		Set/Reset Deadlines: Joint Status Report due by 6/9/2011. (zmm,) (Entered: 04/27/2011)
06/09/2011	<u>67</u>	STATUS REPORT by BUREAU OF CUSTOMS AND BORDER PROTECTION, DEFENDERS OF WILDLIFE, U.S. DEPARTMENT OF HOMELAND SECURITY, UNITED STATES BORDER PATROL. (Kron, Adam) (Entered: 06/09/2011)
06/15/2011		MINUTE ORDER: In light of the status report filed by the parties on June 9, 2011, it is hereby ORDERED that, on or before July 25, 2011, the parties shall submit a further joint status report in which they identify any remaining disputed issues and propose a briefing schedule, if necessary. Signed by Judge Paul L. Friedman on June 15, 2011. (MA) (Entered: 06/15/2011)
06/15/2011		Set/Reset Deadlines: Joint Status Report due by 7/25/2011. (zmm,) (Entered: 06/16/2011)
07/25/2011	<u>68</u>	STATUS REPORT by BUREAU OF CUSTOMS AND BORDER PROTECTION, DEFENDERS OF WILDLIFE, U.S. DEPARTMENT OF HOMELAND SECURITY, UNITED STATES BORDER PATROL. (Kron, Adam) (Entered: 07/25/2011)
07/27/2011		MINUTE ORDER: In light of the status report filed by the parties on July 25, 2011, it is hereby ORDERED that, on or before August 24, 2011, the parties shall submit a further joint status report in which they identify any remaining disputed issues and propose a briefing schedule, if necessary. Signed by Judge Paul L. Friedman on July 27, 2011. (lcplf2) (Entered: 07/27/2011)
07/27/2011		Set/Reset Deadlines: Joint Status Report due by 8/24/2011. (zmm,) (Entered: 07/28/2011)
08/24/2011	<u>69</u>	STATUS REPORT (<i>JOINT</i>) by BUREAU OF CUSTOMS AND BORDER PROTECTION, DEFENDERS OF WILDLIFE, U.S. DEPARTMENT OF HOMELAND SECURITY, UNITED STATES BORDER PATROL. (Kron, Adam) (Entered: 08/24/2011)
08/25/2011		MINUTE ORDER: In light of the status report filed by the parties on August 24, 2011, it is hereby ORDERED that, on or before September 23, 2011, the parties shall submit either (1) a proposed settlement and stipulation of dismissal, or (2) a further joint status report. Signed by Judge Paul L. Friedman on August 25, 2011. (lcplf2) (Entered: 08/25/2011)
08/25/2011		Set/Reset Deadlines: Parties to submit either (1) a proposed settlement and stipulation of dismissal, or (2) a further joint status report due by 9/23/2011. (zmm,) (Entered: 08/26/2011)

09/23/2011	<u>70</u>	STIPULATION of Dismissal <i>and Settlement</i> by BUREAU OF CUSTOMS AND BORDER PROTECTION, NATIONAL PARK SERVICE, U.S. DEPARTMENT OF HOMELAND SECURITY, U.S. DEPARTMENT OF THE INTERIOR, U.S. FISH AND WILDLIFE SERVICE, U.S.D.A. FOREST SERVICE, UNITED STATES BORDER PATROL. (Weinstein, Laurie) (Entered: 09/23/2011)
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